

RENTON CITY COUNCIL
Regular Meeting

June 3, 2002
Monday, 7:30 p.m.

Council Chambers
Renton City Hall

MINUTES

CALL TO ORDER

Mayor Jesse Tanner led the Pledge of Allegiance to the flag and called the meeting of the Renton City Council to order.

**ROLL CALL OF
COUNCILMEMBERS**

TONI NELSON, Council President; RANDY CORMAN; DON PERSSON; KING PARKER; TERRI BRIERE; KATHY KEOLKER-WHEELER; DAN CLAWSON.

**CITY STAFF IN
ATTENDANCE**

JESSE TANNER, Mayor; JAY COVINGTON, Chief Administrative Officer; LAWRENCE J. WARREN, City Attorney; BONNIE WALTON, City Clerk; GREGG ZIMMERMAN, Planning/Building/Public Works Administrator; JIM SHEPHERD, Community Services Administrator; SYLVIA ALLEN, Recreation Director; DEREK TODD, Assistant to the CAO; ACTING COMMANDER KENT CURRY, Police Department.

**ADMINISTRATIVE
REPORT**

Chief Administrative Officer Jay Covington reviewed a written administrative report summarizing the City's recent progress towards goals and work programs adopted as part of its business plan for 2002 and beyond. Items noted included:

- * During the month of May, more than 1,000 Renton School District third grade students learned about City government and services as they toured different areas of the City.
- * The Recreation Division received a \$500 grant from the United States Tennis Association for the purpose of expanding summer tennis opportunities for youth.

Sound Transit: HOV
Improvement Projects,
Perpetual Easement for BNSF
Railroad

Planning/Building/Public Works Administrator Gregg Zimmerman gave an update on Sound Transit issues. He reported that the May 25th issue of the *South County Journal* contained an article about the City's dissatisfaction with Sound Transit, specifically with the likelihood that Sound Transit will not build any HOV direct access interchange ramps in Renton, as proposed in Sound Move, due to cost estimate inflation. The cost estimate for the interchange is now \$160 million, which is twice the amount of the allocated expenditure in Renton of approximately \$80 million. In addition, only two of the four express bus routes proposed by Sound Move in Renton are actually in operation. Mr. Zimmerman stated that the administration is concerned that Renton residents may not get a fair return on the tax money they are paying for the Sound Transit improvements.

Mr. Zimmerman explained that on March 22nd, the City sent a letter to Sound Transit expressing Renton's concerns regarding the cost estimates for the HOV direct access ramp, and requesting that Sound Transit agree to a contingency plan to build other projects in Renton in case the HOV ramp is not affordable. Meanwhile, he reported that Sound Transit has requested that the City grant a perpetual easement to Burlington Northern Santa Fe (BNSF) Railroad on City property (approximately 16,000 square feet) east of the BNSF railroad tracks so that the railroad can install a retaining wall and switching equipment for a control point and turnouts on City property. This improvement will assist the

operation of the Tukwila Commuter Rail Station, and enable Sound Transit to introduce a third commuter rail train by September.

Continuing, Mr. Zimmerman stated that unfortunately, Sound Transit and BNSF have a contractor under contract who is performing construction before obtaining a construction permit and acquiring the needed perpetual easement from Renton. He indicated that the delay in obtaining the permit and easement is not the City's fault or responsibility since proper project management dictates that permits and property rights be obtained before starting construction, which was not done in this case.

Mr. Zimmerman explained that the administration wants to assist Sound Transit but at the same time, wants assurance that the \$80 million proposed in Sound Move for Renton projects will be spent in Renton. He said that the administration has requested both a letter and a Sound Transit Board resolution committing to spending the money in Renton, if not on the direct access ramp, on other Renton-related projects. Mr. Zimmerman reported that City staff is in the process of meeting with Sound Transit in order to create a contingency plan of projects, with priority given to funding the Strander Blvd. extension project and leasing parking spaces in the Downtown Parking Garage, along with other transit oriented projects.

Following discussion, Mayor Tanner confirmed that Council agreed not to grant the perpetual easement until Sound Transit agrees, via an agreement and resolution, to develop a contingency plan of Renton projects.

CONSENT AGENDA

Items on the consent agenda are adopted by one motion which follows the listing.

Council Meeting Minutes of
May 20, 2002

Approval of Council meeting minutes of May 20, 2002. Council concur.

Lease: Intensive Management
Group, 200 Mill Bldg (6th
Floor)

Community Services Department requested approval of a three-year lease with Intensive Management Group, Inc. for the sixth floor of the 200 Mill Building. Net revenue generated is \$98,000 over the term of the lease. Refer to Finance Committee.

Development Services: Aegis
Self Storage, ROW Dedication
on NE 3rd St (SA-01-047)

Development Services Division recommended acceptance of the dedication of additional right-of-way along the south side of NE 3rd St. for Aegis Self Storage and Office Facility to comply with City right-of-way requirements (SA-01-047). Council concur.

Plat: Amberwood, NE 4th St &
Rosario Ave NE (FP-02-024)

Development Services Division recommended approval, with conditions, of the Amberwood Final Plat; 18 single-family lots on 4.63 acres located in the vicinity of NE 4th St. and Rosario Ave. NE (FP-02-024). Council concur. (See page 205 for resolution.)

Fire: 2002 Emergency Medical
Services Funding (Basic Life
Support)

Fire Department recommended approval of a contract with Seattle-King County Department of Public Health/Emergency Medical Services Division for funds in the amount of \$437,044 for basic life support services in 2002. Council concur. (See page 205 for resolution.)

Plat: Highpointe Division II,
NE 12th St (PP-02-005)

Hearing Examiner recommended approval, with conditions, of the Highpointe Division II Preliminary Plat; 12 single-family lots on 3.67 acres at 3722 NE 12th St. (PP-02-005). Council concur.

Finance: Utility Tax, Cable

Legal Division recommended approval of an ordinance clarifying that cable

Modem Services Clarification,
City Code Amend

modem services are included within the City's utility tax structure. Refer to Finance Committee.

Transportation: Duvall Ave NE
Improvements (SR-900 to City
Limits), TIB Grant

Transportation Systems Division recommended approval of an interlocal agreement accepting \$684,000 from the Transportation Improvement Board for the design of road improvements on Duvall Ave. NE and SR-900 (NE Sunset Blvd.), from SR-900 to the northern City limits. The City will receive \$3,095,640 in total for the project. Refer to Transportation Committee.

CAG: 98-146, Oakesdale Ave
SW Extension Wetland
Mitigation, Osborne Pacific
Group

Transportation Systems Division recommended approval of Supplement No. 1 to CAG-98-146, contract with Osborne Pacific Group, Inc. for Oakesdale Ave. SW Extension Wetland Mitigation Area Performance Monitoring Activities, for additional monitoring and maintenance of the wetland, in the amount of \$234,316.04. Approval was also sought for additional funding in the amount of \$476,593 for the 2002 Transportation Improvement Project (TIP) #40 Environmental Monitoring Program. Refer to Transportation Committee.

MOVED BY NELSON, SECONDED BY CORMAN, COUNCIL APPROVE THE CONSENT AGENDA AS PRESENTED. CARRIED.

CORRESPONDENCE

Citizen Comment: Various –
Police Department Staffing

Correspondence was read from Nancy O'Malley, 1569 Aberdeen Ct. SE, Renton, 98055; Susan Brumfield, 1517 Rolling Hills Ave. SE, Renton, 98055; Earl & Nancy Greiner, 1709 Rolling Hills Ave. SE, Renton, 98055; Michelle Lemke, 2020 Jones Cir. SE, Renton, 98055; Mark Faas, 2030 Aberdeen Ave. SE, Renton, 98055; Kari Hollandsworth, 1822 Lincoln Cir. SE, Renton, 98055; and Carolyn J. Igoe, 1605 Blaine Ct. SE, Renton, 98055; requesting additional police coverage in South Renton. MOVED BY CLAWSON, SECONDED BY PARKER, COUNCIL REFER THE LETTERS TO PUBLIC SAFETY COMMITTEE. CARRIED.

Added

Citizen Comment: Zender –
Whitworth Ave S Vacation, St.
Anthony Church (VAC-00-
003)

Correspondence was read from Fr. Gary Zender, Pastor of St. Anthony Parish, 314 S. 4th St., Renton, 98055, regarding the Whitworth Ave. S. street vacation request (VAC-00-003). Father Zender stated that the parish has submitted its Conditional Use Permit application and has addressed the concerns of the neighboring residents, and he requested that Council place the street vacation on the agenda for prompt consideration and approval. MOVED BY CORMAN, SECONDED BY PERSSON, COUNCIL REFER THIS LETTER AND PREVIOUS WHITWORTH STREET VACATION REFERRALS TO PLANNING & DEVELOPMENT COMMITTEE. CARRIED.

OLD BUSINESS

Committee of the Whole

Finance: Year-End Fund
Balance Use, Pavilion Building
Renovation

Council President Toni Nelson presented a report regarding the Pavilion Building renovation. At its workshop held on May 17, 2002, the Committee of the Whole reviewed potential uses for the Pavilion Building. Also reviewed were cost estimates associated with several scenarios that included renovation of the existing building and construction of a new building at the same location. After discussing various alternatives, the Committee of the Whole recommended that the existing Pavilion Building be retained and that improvements be made to the façade of the building and to the interior.

These renovations should be consistent with using the building as an exhibition hall where such activities as a farmers market, craft or antique shows, and other public events could take place. Funding for the design and renovation of the Pavilion Building for this purpose is estimated not to exceed \$1.5 million, and would come from the \$2.3 million currently appropriated and allocated within the Capital Improvement Fund for Pavilion Building improvements.

The Committee requested that the following information be provided to Council for review prior to completion of the design phase of this project:

- Detailed cost estimates for renovation to meet building code, including seismic reinforcement, life safety systems, replacement of windows, interior wall finishes, and the construction of restrooms. Construction of a kitchen is not to be considered;
- Two or three conceptual drawings of façade improvements; and
- Separate cost estimates for upgrades to mechanical systems (HVAC) and energy code requirements.

The Committee recommended that the City Council authorize the Administration to proceed with the design ~~and renovation~~ of the Pavilion Building in conformance with the above criteria. **MOVED BY NELSON, SECONDED BY PARKER, COUNCIL CONCUR IN THE COMMITTEE REPORT AS AMENDED TO REMOVE THE WORDS "AND RENOVATION" FROM THE LAST SENTENCE OF THE REPORT. CARRIED.**

Finance: Year-End Fund
Balance Use, Swimming Pool

Council President Toni Nelson presented a report regarding the construction of a Family Aquatic Center to replace the Henry Moses Pool. At its workshop held on May 17, 2002, the Committee of the Whole reviewed several options for constructing a new swimming/leisure pool to replace the Henry Moses Pool, which was closed in 1997. The Committee reviewed the 1997 recommendations of the Citizens' Pool Task Force, and considered updated cost estimates for both construction and operating costs of indoor and outdoor pools at the Cedar River Park site.

The Committee of the Whole recommended that an outdoor Family Aquatic Center similar to option 3A be designed and constructed at the Cedar River Park site at a cost not to exceed \$5 million, and that staff be authorized to begin the design process now. The design should incorporate the possible future enclosure of part of the Aquatics Center (the lap pool). The Committee further recommended that \$5 million be appropriated from unallocated year-end fund balance for this purpose. **MOVED BY NELSON, SECONDED BY CORMAN, COUNCIL CONCUR IN THE COMMITTEE REPORT. CARRIED.**

Responding to Councilwoman Keolker-Wheeler's inquiries, Community Services Administrator Jim Shepherd indicated that the budget appropriation of the funds for the project could occur at the next Council meeting. Regarding the soccer field that is located near the site where the pool is to be constructed, Mr. Shepherd stated that maintaining the integrity of the soccer field will be part of the Aquatic Center design process.

Citizen Comment: Renton Park
Elementary – Year-End Fund
Balance Use, Swimming Pool

At the request of Council President Nelson, a letter was read from 3rd grade students (Mrs. Picken's class) at Renton Park Elementary School, 16828 128th Ave. SE, Renton, 98058, stating their support for the construction of a new swimming pool in Renton.

Community Services Committee

Community Services: Renton
Composite Squadron Civil Air
Patrol Funding

Community Services Committee Chair Corman presented a report regarding the Renton Composite Squadron Civil Air Patrol (CAP) request for financial support. After receiving a Color Guard demonstration by the squadron at the May 13th City Council meeting, the Council referred the squadron's request for financial support to the Community Services Committee.

The Committee received a briefing from a representative of the Renton Squadron concerning the first place honors secured by the squadron at the statewide CAP Color Guard competition in March 2002. The squadron has now been asked to represent the Pacific Coast Region in the National Competition to be held later this month in Colorado Springs, Colorado. The squadron requested assistance from the community in helping with the cost of airfare to send the young cadets to the National Competition. The Committee recommended that the City provide funding in the amount of \$1,000 to assist in the cost of airfare for the young cadets in the Renton Squadron's Color Guard. The Committee recommended these funds be appropriated from unallocated year-end fund balance. **MOVED BY CORMAN, SECONDED BY CLAWSON, COUNCIL CONCUR IN THE COMMITTEE REPORT. CARRIED.**

Councilman Clawson stated that the squadron is still in need of money to finance their trip to the National Competition and encouraged Renton community members to also provide support. Councilman Corman added that the City is also helping the squadron to locate a place at which to hold their meetings. Councilwoman Keolker-Wheeler stated that she agreed with the action due to the patriotic nature of the organization, but cautioned that City assistance to non-profit agencies in this manner is rare.

Community Services:
Fireworks Display on July 4th

Community Services Committee Chair Corman presented a report regarding the viability of a public fireworks display. The Committee was presented details by staff of the July 4th, 2002, event that includes a daytime picnic from 11:00 a.m. to 3:30 p.m., and an evening fireworks display beginning at approximately 10:15 p.m.

The Committee recommended that staff return in August, 2002, to present the Council with options for the July 4th, 2003, event. These recommendations will then be considered during the 2003 budget discussions. The options staff will study for Council consideration shall include:

- A similar daytime picnic and evening fireworks display;
- A fireworks-only event;
- A late afternoon event that would feature multiple entertainers, several food vendors, more activities for families and kids, and a fireworks display; and
- The possibility of hosting a larger display, if feasible, at Gene Coulon Beach Park.*

Council Corman reported that the cost for the 2002 fireworks display is approximately \$7,000.

***MOVED BY CORMAN, SECONDED BY CLAWSON, COUNCIL CONCUR IN THE COMMITTEE REPORT. CARRIED.**

Finance Committee

**CAG: 02-066, Fire Station #14
Exhaust System, Foster-Bray
Company**

Finance Committee Chair Parker presented a report regarding the Fire Station #14 exhaust system bid award. The Committee concurred with the staff recommendation to authorize the Mayor and City Clerk to execute the contract with Foster-Bray Company in the amount of \$35,000 to expand the vehicle exhaust system at Fire Station #14. The additional funds required (\$5,000) will be provided from savings in the 316 Fund. **MOVED BY PARKER, SECONDED BY PERSSON, COUNCIL CONCUR IN THE COMMITTEE REPORT. CARRIED.**

Utilities Committee

CAG: 02-034, East Kennydale
Sanitary Sewer Infill & Water
Main Replacement, Frank
Collucio Const Co

Utilities Committee Chair Briere presented a report regarding the East Kennydale Sanitary Sewer Infill Phase I and Water Main Replacement Project. On April 8, 2002, the Planning/Building/Public Works Department sent a memo to the Utilities Committee withdrawing its recommendation of award for the project. The Department rejected all bids and put the project out for re-bid. Therefore, the Committee recommended that this item be removed from the Utilities Committee referral list. **MOVED BY BRIERE, SECONDED BY KEOLKER-WHEELER, COUNCIL CONCUR IN THE COMMITTEE REPORT. CARRIED.** (See Council meeting minutes of May 6, 2002, for the award of the contract to Frank Collucio Construction Company.)

Planning & Development Committee

Development Services: Permit
Review Process, 120-Day Goal
Exemptions

Planning and Development Committee Chair Keolker-Wheeler presented a report regarding the 120-day permit process ordinance. The Renton Municipal Code has a provision requiring that City staff must take no more than 120 days to process permit applications. Originally, this requirement was put in place because of State law. The State law provision expired by its own terms.

The Committee recommended that the City of Renton retain this requirement. However, the Committee also recommended that the City clarify its intentions regarding the 120-day provision. Specifically, it is not the intent of the City of Renton to create any claims for applicants in the event the City is not able to meet the 120-day deadline. Legislation has been drafted, reflecting changes consistent with this clarification. The Committee further recommended that the ordinance regarding this matter be presented for first reading. **MOVED BY KEOLKER-WHEELER, SECONDED BY BRIERE, COUNCIL CONCUR IN THE COMMITTEE REPORT. CARRIED.** (See later this page for ordinance.)

ORDINANCES AND RESOLUTIONS**Resolution #3569**

Plat: Amberwood, NE 4th St &
Rosario Ave NE (FP-02-024)

A resolution was read approving the Amberwood Final Plat consisting of approximately 4.63 acres located in the vicinity of NE 4th St. and Rosario Ave. NE (FP-02-024). **MOVED BY NELSON, SECONDED BY CORMAN, COUNCIL ADOPT THE RESOLUTION AS READ. CARRIED.**

Resolution #3570

Fire: 2002 Emergency Medical
Services Funding (Basic Life
Support)

A resolution was read authorizing the Mayor and City Clerk to execute the 2002 King County agency services contract for emergency medical services (basic life support). **MOVED BY CORMAN, SECONDED BY NELSON, COUNCIL ADOPT THE RESOLUTION AS READ. CARRIED.**

The following ordinances were presented for first reading and referred to the Council meeting of 6/10/2002 for second and final reading:

Development Services: Permit
Review Process, 120-Day Goal
Exemptions

An ordinance was read amending Section 4-8-010 of Chapter 8, Permits and Decisions, of Title IV (Development Regulations) of City Code by providing for a 120-day time goal to process permits after the date of the letter of completeness, except for appeals, which may take more time. **MOVED BY KEOLKER-WHEELER, SECONDED BY BRIERE, COUNCIL REFER THE ORDINANCE FOR SECOND AND FINAL READING ON 6/10/2002. CARRIED.**

EDNSP: South Renton
Neighborhood Plan,
Comprehensive Plan Amend

An ordinance was read adopting the South Renton Neighborhood Plan as a sub-area plan amendment to the City's 1995 Comprehensive Plan, maps and data in conjunction therewith. **MOVED BY KEOLKER-WHEELER, SECONDED BY BRIERE, COUNCIL REFER THE ORDINANCE FOR SECOND AND**

FINAL READING ON 6/10/2002. CARRIED.

EDNSP: South Renton
Neighborhood Plan, City Code
Amend

An ordinance was read amending Chapters 4-2, 4-3, and 4-4 of Title IV (Development Regulations) of City Code to implement the South Renton Neighborhood Plan. MOVED BY KEOLKER-WHEELER, SECONDED BY BRIERE, COUNCIL REFER THE ORDINANCE FOR SECOND AND FINAL READING ON 6/10/2002. CARRIED.

The following ordinance was presented for second and final reading and adoption:

Ordinance #4969

Utility: Sewer Service
Restrictions Outside City
Limits, City Code Amend

An ordinance was read amending Section 4-6-040.C, of Chapter 6, Street and Utility Standards, of Title IV (Development Regulations) of City Code by revising policies by which the City allows connection to its sanitary sewer system by property owners outside of the current City limits. MOVED BY BRIERE, SECONDED BY KEOLKER-WHEELER, COUNCIL ADOPT THE ORDINANCE AS READ. ROLL CALL: ALL AYES. CARRIED.

NEW BUSINESS

Development Services:
Heritage Renton Hill Project,
Unauthorized Roadway

Responding to Councilman Persson's concern regarding the Heritage Renton Hill project and the developer's use of an unauthorized roadway, Planning/Building/Public Works Administrator Gregg Zimmerman explained that the contractor was removing trees from the site using a back road, which crosses over the Seattle pipeline, rather than an entrance through Renton Hill. Stating that the developer was not complying with the City-issued permit for construction of the plat which specified that access to the site must be from SE 7th Ct., Mr. Zimmerman indicated that the developer was told to close down the access to the unauthorized roadway. Mr. Zimmerman expressed his concern that the developer was still not in compliance, and stated that he will follow-up on the matter.

Transportation: Renton Ave
S/Cedar Ave S, Yield to Uphill
Traffic Signs

Councilman Persson requested that additional "yield to uphill traffic" signs be placed on Renton Ave. S. and Cedar Ave. S. due to construction being conducted in that area.

Development Services: Boat
Race Banners on Sunset Blvd
& S 3rd St, Compliance with
Sign Code

Responding to Councilman Corman's inquiry regarding the boat race advertising banner located on Sunset Blvd., Mr. Zimmerman stated that he will investigate to see if the banner is in compliance with the City's sign requirements. Council President Nelson pointed out that there is another banner displayed on S. 3rd St.

ADJOURNMENT

MOVED BY NELSON, SECONDED BY PARKER, COUNCIL ADJOURN.
CARRIED. Time: 8:35 p.m.



BONNIE I. WALTON, City Clerk

Recorder: Michele Neumann
June 3, 2002